

**RECEIVED
CENTRAL FAX CENTER**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Application No. 09/449,912

JUN 12 2006

Applicant: Divittorio

Filed: December 2, 1999

TC/AU: 2195

Examiner: Kenneth Tang

Docket No.: 202232 (Client Reference No. 99,032)

Customer No.: 23460

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE
EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Dear Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner mailed December 12, 2005, rejecting the following claims: 1-26.

1. Pre-Appeal Brief Request for Review

A "Pre-Appeal Brief Request for Review" is filed concurrently herewith or is not being filed.

2. Status of Applicants

This application is on behalf of other than a small entity or a small entity.

3. Fee for Filing Notice of Appeal

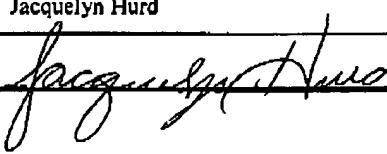
Pursuant to 37 CFR 41.20(b), the fee for filing the Notice of Appeal is for: other than a small entity or a small entity.

Notice of Appeal Fee due \$500.00

 09449912
 06/14/2006 WABDEL1 00000052 121216
 01 FD:1401
 02 FC:1253

MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10

I hereby certify that this document and all accompanying documents are, on the date indicated below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed in the same manner indicated on this document, or facsimile transmitted to the U.S. Patent and Trademark Office at fax number: (311) 273-8300.

Name (Print/Type)	Jacquelyn Hurd		
Signature		Date	June 12, 2006

JUN 12 2006

Application No. 09/449,912

Notice of Appeal

4. Extension of Time

- Applicant petitions for a three-month extension of time under 37 CFR 1.136, the fee for which is \$1,020.00.
- An extension for one-month has already been secured and the fee paid therefore of \$120.00 is deducted from the total fee due for the total amounts of extension now requested.
- Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

Extension fee due with this request: \$1,020.00**5. Total Fee Due**

The total fee due is:

Notice of Appeal Fee	\$500.00
Extension Fee (if any)	\$1,020.00

Total Fee Due: \$1,520.00**6. Fee Payment**

-
- Attached is a check in the sum of \$.
Charge Account No. 12-1216 the sum of \$1,520.00. A duplicate of this transmittal is attached.

7. Fee Deficiency

- If any additional fee is required in connection with this communication, charge Account No. 12-1216. A duplicate of this transmittal is attached.

Respectfully submitted,



Mark Joy, Reg. No. 35,562
LEYDIG, VOIT & MAYER, LTD.
Two Prudential Plaza
180 North Stetson Ave., Suite 4900
Chicago, Illinois 60601-6780
(312) 616-5600 (telephone)
(312) 616-5700 (facsimile)

Date: June 12, 2006

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NO. 1893 P. 4

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Patent Application No. 09/449,912

Applicant: Divittorio

Filed: December 2, 1999

TC/AU: 2195

Examiner: Kenneth Tang

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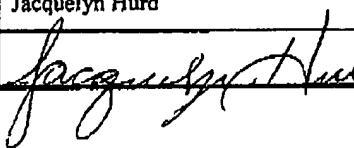
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